

REGULAR MEETING OF THE BOARD OF COMMISSIONERS
CITY OF FRANKFORT, KENTUCKY

SEPTEMBER 20, 2004
5:00 P.M. (EST)

PRESENT: Commissioner Lynn Bowers
Commissioner Andrew S. Layson
Commissioner Chuck Fletcher
Mayor William I. May, Jr. (4)
ABSENT: Commissioner Robert Roach (1)

Invocation was given by Mayor May.

It was moved by Commissioner Bowers, seconded by Commissioner Layson, that the reading of the minutes of August 16, 2004 Regular Meeting and September 2, 2004 Work Session be dispensed with and approved. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Voting against the motion were none (0). The motion was thereupon adopted.

Mayor's Report

§ Month of September is Emergency Preparedness Month and Prostrate Cancer Awareness Month;
§ Thanked City Staff and community for support during recent filming of movie in Bellepoint and downtown Frankfort by Dream Works.

The following employees were recognized for promotion in Fire Department and presented rank insignia: Gregory L. Riggs to rank of Battalion Chief, Eddie Slone to rank of Captain, John Haden to rank of Lieutenant, Denise Wooley to rank of Sergeant.

Mayor recognized retired Fire Assistant Chief Doug Howard and former Commissioner John Updike who were in attendance.

"AN ORDINANCE FIXING THE RATE OF TAXATION FOR THE YEAR 2005 ON ALL MOTOR VEHICLES AND LEVYING SAID TAX FOR ALL CITY PURPOSES" was presented and read. This ordinance had its first reading August 16, 2004. It was moved by Commissioner Bowers, seconded by Commissioner Fletcher, that this ordinance be put upon its final adoption. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Voting against the motion were none (0). The motion was thereupon adopted. (Ordinance No. 17, 2004 Series)

"AN ORDINANCE FIXING THE RATE OF TAXATION FOR THE YEAR OF 2004 ON ALL TANGIBLE PROPERTY SUBJECT TO TAX, TRUST AND INSURANCE COMPANIES, PUBLIC SERVICE COMPANIES AND LEVYING SAID TAX FOR ALL CITY PURPOSES" was presented and read. Mayor declared the public hearing open for comments on the ordinance; there being no comment the hearing was closed.

"AN ORDINANCE PERMITTING TEMPORARY OFF-SITE SALE OR DISPLAY EVENTS OF MOTOR VEHICLES BY MOTOR VEHICLE DEALERS" was presented and read.

"AN ORDINANCE CREATING THE POSITION OF EMS SHIFT SUPERVISOR" was presented and read.

"AN ORDER AUTHORIZING THE MAYOR TO EXECUTE STATE AND LOCAL TASK FORCE AGREEMENT BETWEEN THE CITY OF FRANKFORT AND THE DRUG ENFORCEMENT ADMINISTRATION" was presented. It was moved by Commissioner Bowers, seconded by Commissioner Layson, that this order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 21, 2004 Series)

"AN ORDER REPEALING ORDERS NO. 9 & 14, 1995 SERIES; ORDER NO. 5, 1996 SERIES; ORDER NO. 4, 1998 SERIES; ORDER NO. 5, 1999 SERIES; AND ORDER NO. 4, 2002 SERIES, RELATING TO DRUG AND ALCOHOL POLICY, AND ADOPTING THE CITY OF FRANKFORT ALCOHOL AND DRUG FREE

WORKPLACE GUIDELINES AND PROCEDURES" was presented. It was moved by Commissioner Fletcher, seconded by Commissioner Layson, that this order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 22, 2004 Series)

"AN ORDER AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF AGREEMENT FOR USE OF FACILITIES BETWEEN THE CITY OF FRANKFORT AND THE FRANKFORT INDEPENDENT BOARD OF EDUCATION" was presented. It was moved by Commissioner Bowers, seconded by Commissioner Fletcher, that this order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 23, 2004 Series)

"AN ORDER AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF AGREEMENT FOR USE OF FACILITIES BETWEEN THE CITY OF FRANKFORT AND THE FRANKLIN COUNTY BOARD OF EDUCATION" was presented. It was moved by Commissioner Bowers, seconded by Commissioner Fletcher, that this order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 24, 2004 Series)

"AN ORDER AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF AGREEMENT FOR USE OF FACILITIES BETWEEN THE CITY OF FRANKFORT AND KENTUCKY STATE UNIVERSITY" was presented. It was moved by Commissioner Bowers, seconded by Commissioner Fletcher, that this order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 25, 2004 Series)

"RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR 2005 RECREATIONAL TRAILS PROGRAM GRANT FUNDS" was presented. It was moved by Commissioner Bowers, seconded by Commissioner Layson, that this resolution be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Voting against the motion were none (0). The motion was thereupon adopted. (Resolution No. 6, 2004 Series)

There being no objection, Change Order #2 on Streetscape Phase 2 Project was removed from consent calendar for separate discussion and vote at request of Commissioner Layson.

The following miscellaneous and personnel items were presented:

- 6.1 Bid award to Jeff Jones Chevrolet for one 2005 Chevrolet CC8500 Dump Truck with snowplow and salt spreader in the amount of \$80,600, with funding from Equipment Account 100.62.56550, to be purchased through Kentucky State Price Contract #C-04500521 (Public Works);
- 6.2 Bid award to Countryside Motors for one 2005 Ford F-150 Pickup Truck in the amount of \$22,389, with funding in amount of \$22,000 from Equipment Account 100.42.56550 and balance of \$389 in savings from other purchases available from same equipment account, to be purchased through Kentucky State Price Contract #C-01012418 (Fire Department);
- 6.3 Authorization to enter Joint Funding Agreement with U.S. Geological Survey for operation and maintenance of Kentucky River Lock 4 Gaging Station for period of October 1, 2004 through September 30, 2005, with annual cost to City in amount of \$2,580, funding from Account 200.68.53295 (Sewer Department);
- 6.4 Authorization to enter agreement with Kentucky Baptist Convention for 2005 Kentucky Changers Project for making minor improvements to approximately ten low to moderately low single-family, non-rental, homes, with funding in amount of \$13,000 from Frankfort Housing Corporation Account (Old Urban Renewal Program) 540.99.51100 (Planning and Building Codes);

- 6.6 Authorization to enter sewer extension contract with Franklin County Public Schools to provide sanitary sewer service for the new Bridgeport Elementary School at corner of Kings Daughters Drive and Hospital Drive (Sewer Department);
- 6.7 Authorization to enter sewer extension contract with Franklin County Public Schools to provide sanitary sewer service for Western Hills High School at 100 Doctors Drive (Sewer Department);
- 6.8 Authorization for filing grant application for FEMA Fire Prevention and Safety Grant funds in amount of \$63,600 to be used for public education programs, to include a safety/sprinkler trailer, educational videos and risk watch curriculum, with funding in amount up to \$6,360 as 10% local match, which will need to be appropriated in 2005-2006 fiscal year if grant is approved (Fire Department);
- 6.9 Authorization for filing grant application with Kentucky Injury Prevention and Research Center for participation in mini-grant program to provide smoke alarms for households served by the agency and other fire safety materials, with no matching funds required from the agency (Fire Department);
- 6.10 Personnel:
 - § Retirement of Larry R. Williams, Battalion Chief, effective August 31, 2004 and authorize payment of 343 hours accrued vacation leave, 49 hours accrued holiday leave and 40 hours accrued compensatory leave (Fire Department);
 - § Promotion of Gregory L. Riggs to rank of Battalion Chief from rank of Captain, Eddie Slone to rank of Captain from rank of Lieutenant, John Haden to rank of Lieutenant from rank of Sergeant, and Denise Wooley to rank of Sergeant from rank of Firefighter, all to become effective September 21, 2004 (Fire Department);
 - § Promotion of William Satterley to position of Equipment Operator I from Maintenance Worker position and Eddie L. Wiley to position of Equipment Operator II from Equipment Operator I position, to become effective September 21, 2004 (Public Works Department);
 - § Appointment of Richard W. Tucker, David L. Schroerlucke, and Jonathan K. Fields to position of Patrol Officer effective October 5, 2004 (Police Department);
 - § Resignation of Dona Chermie Maxwell, Office Assistant, effective August 20, 2004 (Planning and Building Codes);
 - § Resignation of Jesse Brownlee, Collection System Maintenance I position, effective September 1, 2004 and authorize payment of 10 hours accrued vacation leave (Sewer Department);
 - § Conditional offer of employment to Dan Allen for position of Firefighter, contingent upon successful completion of physical examination (Fire Department);
 - § Conditional offer of employment to Robert Courtney and Darrell Tracy II for position of Patrol Officer, contingent upon successful completion of physical, psychological, polygraph and drug screen examinations (Police Department);

It was moved by Commissioner Bowers, seconded by Commissioner Fletcher, that all of the above listed miscellaneous and personnel items be approved. All members being present and no objection having been filed with the City Clerk, the motion was thereupon adopted by general consent.

Upon recommendation of Mayor May, it was moved by Commissioner Fletcher, seconded by Commissioner Bowers, that Sheila M. Burton be reappointed to the Electric and Water Plant Board for a term to expire September 23, 2008. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Voting against the motion were none (0). The motion was thereupon adopted.

Following discussion, it was moved by Commissioner Layson that Change Order #2 for Streetscape Phase 2 Project be modified to \$7,162.20, less \$6,857.44 for relocating and extending sixteen (16) street lights to higher elevations. Motion failed.

Following discussion, it was moved by Commissioner Bowers, seconded by Commissioner Layson, that Change Order #2 for Streetscape Phase 2 Project be paid in the amount of \$7,162.20, for adding PVC conduits to trench #9, installing sweep nineties at deleted manhole, adding sweep nineties at riser pole, overhead and profit, raising contract price from \$524,669.47 to \$531,831.67, with funding from Reserve for Contingency account 100.95.53295, with the balance of the change order to be considered at a later date. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Layson, Fletcher and Mayor May (4). Voting against the motion were none (0). The motion was thereupon adopted.

Commissioner Comments: Commissioner Layson encouraged citizens to read the proposed comprehensive plan for creation of Frankfort/Franklin County Charter Government and encouraged city residents to vote in opposition to the Charter.

There being no objection, the meeting adjourned upon motion by Commissioner Fletcher, seconded by Commissioner Bowers.

MAYOR

ATTEST:

CITY CLERK